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PATENT

ATTORNEY DOCKET NO. 053785-5047

2813
41

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jong-Hoon YI et al.

Application No.: 10/032,278

Filed: December 31, 2001

For: COLOR FILTER SUBSTRATE HAVING
A PANEL IDENTIFICATION AND
MANUFACTURING METHOD
THEREOF

Confirmation No. 4055

Group Art Unit: 2813

Examiner: W. Vesperman

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT TRANSMITTAL

1. Transmitted herewith is a Response to Election/Restriction Requirement responding to the requirement in the Office Action mailed June 28, 2004.
2. Additional papers enclosed:
 - ☐ Drawings: ☐ Formal ☐ Informal
 - ☐ Request for Approval of Drawing Changes
 - ☐ Information Disclosure Statement
 - ☐ Form PTO-1449, 1 reference included
 - ☐ Citations
 - ☐ Declaration of Biological Deposit

- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☒ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.
- ☐ Applicants petition for an extension of time, the fees for which are set out in 37 CFR § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 400.00	\$200.00
<input type="checkbox"/> three months	\$ 920.00	\$460.00
<input type="checkbox"/> four months	\$1,440.00	\$720.00

Extension of time fee due with this request: \$__.

If an additional extension of time is required, please consider this a Petition therefor.

- ☐ An extension for __ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

- ☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	22	minus	22	0	x \$18 each=	+ \$ 0.00
Independent Claims (37C.F.R. §1.16(b))	4	minus	4	0	x \$84 each=	+ \$ 0.00
<input type="checkbox"/> First presentation of Multiple dependent claim(s)					\$280.00	+ \$ 0.00
SUB-TOTAL =						\$ 0.00
Reduction by ½ for filing by a small entity						- \$ 0.00
TOTAL FEE =						\$ 0.00

6. Fee Payment

☒ No fee is to be paid at this time.

☐ Check in the amount of \$_____ (for a one-month extension of time) is enclosed. The Commissioner is hereby authorized to charge any additional extension of time fee or additional fee for claims due to Deposit Account No. 50-0310.

☐ Please charge Deposit Account No. 50-0310 the amount of \$___ for a one-month extension of time. The Commissioner is hereby authorized to charge any additional extension of time fee or additional fee for claims due to Deposit Account No. 50-0310.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 CFR §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: Mary Jane Boswell
Mary Jane Boswell
Reg. No. 33,652

Dated: July 21, 2004

Customer Number 009629

MORGAN, LEWIS & BOCKIUS LLP

1111 Pennsylvania Avenue, N.W.

Washington, D.C. 20004

202-739-3000



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RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

In response to the restriction requirement set forth in the Office Action mailed June 28, 2004, the period for response to which extends through July 28, 2004, Applicants elect the invention defined by the Examiner as Group I, claims 1-5, for examination on the merits.


Applicants respectfully note the PTOL-326 that accompanied the Office Action indicates that none of the certified copies have been received. Applicants respectfully point out that a certified copy of Korean Patent Application No. 2001-26227 was submitted with the filing of the application on December 31, 2001. Accordingly, Applicants respectfully request that the certified copy of the priority document be located and receipt be acknowledged in the next Office communication.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

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